IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

NOTICE OF MOTION NO.2202 OF 2004

IN

TEST. SUIT NO. 17 OF 1984

IN

TEST. PETITION NO. 12 OF 1983

Harshad Jethalal Shah & Anr. .. Plaintiffs

Versus

Mrs. Vasundra Raje Nimbalkar & Ors. .. Defendants

AND

Bhavesh Nareshchandra Amin & Anr. .. Respondents

AND

Manish Kantilal Patel & Ors. .. Applicants

Mr.T.N. Subramaniam i/b Shah & Sanghavi for the Plaintiffs.

Mr. Virag Tulzapurkar i/b P.C. Mankad for applicants.

Mr. Arif Bookwala i/b Manisha Kapadia for the defendant No. 2(c)

Mr. Nitin Thakkar with Mr. GavravJoshi i/b Mulla & Mulla for the Respondents.

Mr. MHI Patel - Representative of Court Receiver present.

CORAM : S.K. SHAH, J.

DATED : 13.1.2005.

P.C.-

1. The learned Counsel for the applicant informs that Mr. Pansare - advocate for the defendant Nos. 2(a),2(b) and 2(d) had written a letter requesting for an adjournment as he is ill and unable to attend the Court. It is pointed out to the Court that no reply has been filed by the defendants.

2. The defendants shall file reply well in time and serve the copy on the other parties well in advance before the next date i.e. 20.1.2005.

3. The matter to come up on board on 20.1.2005.

4. The matter will be heard even if no reply is filed .

[S.K.SHAH, J.]